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MAY 30 2007

Charles E. Van Horn
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901 New York Ave, NW
Washington DC 20001-4413

Re: Patent Term Extension
Application for
U.S. Patent No. 5,795,864

ACKNOWLEDGMENT OF ELECTION OF U.S. PATENT NO. 5,364,842 AND
EXPRESS WITHDRAWAL OF APPLICATION FOR
PATENT TERM EXTENSION FOR U.S. PATENT NO. 5,795,864

This is in response to the election of U.S. Patent No. 5,364,842 for Extension of Patent Term under 35 U.S.C. 156 filed April 17, 2007, and express withdrawal of the application for patent term extension for U.S. Patent No. 5,795,864 (PRIALT® (ziconotide)).

The withdrawal of the application is hereby acknowledged and the application is dismissed.

Any correspondence with respect to this matter should be addressed as follows:

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Telephone inquiries related to this determination should be directed to the undersigned at (571) 272-7755. E-mail inquiries should be directed to mary.till@uspto.gov.

Mary C. Till
Legal Advisor
Office of Patent Legal Administration
Office of the Deputy Commissioner
for Patent Examination Policy

cc: Office of Regulatory Policy
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5600 Fishers Lane (Rockwall II Rm. 1101)
Rockville, MD 20857

RE: PRIALT® (ziconotide)
FDA Docket No.: 2005E-0246

Attention: Beverly Friedman